

1 PHILLIP A. TALBERT
United States Attorney
2 WHITNEE GOINS
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700

5 Attorneys for Plaintiff
6 United States of America

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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,
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13 Plaintiff,
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15 v.
16 DONTAE JEROME JONES, JR., et al.
Defendant.

CASE NO. 2:24-CR-00267 TLN
STIPULATION AND PROTECTIVE ORDER

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18 WHEREAS, the parties desire to prevent the unauthorized disclosure or dissemination of certain
19 sensitive but unclassified discovery materials to anyone not a party to the court proceedings in this case
20 as provided below;

21 WHEREAS, the sensitive but unclassified discovery materials at issue include information
22 pertaining to witnesses or potential witnesses in this case, including personal identifying information,
23 bank account information, and residence information;

24 WHEREAS, such sensitive but unclassified discovery materials shall be identified as sensitive
25 and subject to a protective order at the time of disclosure, whether on the documents themselves or in an
26 accompanying cover letter;

27 WHEREAS, the parties agree that entry of a stipulated protective order is appropriate and that a
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1 private agreement is not appropriate in light of the nature of the information at issue and the charges in
2 this case; and

3 WHEREAS, the defendant, DONTAE JONES, JR., has counsel (“Defense Counsel”) who
4 wishes the opportunity to review the discovery;

5 The defendant and the United States, by and through their undersigned counsel of record, hereby
6 agree and stipulate as follows:

7 1. This Court may enter protective orders pursuant to Rule 16(d) of the Federal Rules of
8 Criminal Procedure, its general supervisory authority, and Local Rule 141.1.

9 2. This Order pertains to all discovery provided to or made available to Defense Counsel
10 that is identified as sensitive and subject to a protective order in this case (hereafter, collectively known
11 as “the protected discovery”).

12 3. Defense Counsel shall not disclose any of the protected discovery to any person other
13 than the defendant, or attorneys, law clerks, paralegals, secretaries, experts, interpreters, and
14 investigators involved in the representation of the defendant (“the Defense Team”).

15 4. The Defense Team may show witnesses who are not a part of the Defense Team the
16 protected discovery in the course of preparing a defense for trial or any related proceedings in this case,
17 but only if (i) the witness, by reason of their participation in the underlying events or conduct, would
18 have seen or had reason to know such discovery, or (ii) it is otherwise relevant to the defense of the case
19 that the Defense Team discuss with or show the witness the protected discovery. Witnesses may only
20 view the protected discovery in the presence of the Defense Team. No witness or potential witness may
21 retain copies of the protected discovery after his or her review of those materials with the Defense Team
22 is complete.

23 5. The protected discovery and information therein may only be used in connection with the
24 litigation of this criminal case and for no other purpose. The protected discovery is now and will forever
25 remain the property of the United States.

26 6. Defense Counsel and the defendant, if he retains any copy of any material, will store the
27 discovery in a secure place and will use reasonable care to ensure that it is not disclosed to third persons
28 in violation of this agreement.

1 7. If Defense Counsel releases custody of any of the protected discovery, or authorized
2 copies thereof, to any person described in paragraph (3), Defense Counsel shall provide such recipients
3 with copies of this Order and advise that person that the protected discovery is the property of the United
4 States, that the protected discovery and information therein may only be used in connection with the
5 litigation of this case and for no other purpose, and that an unauthorized use of the protected discovery
6 may constitute a violation of law and/or contempt of court.

7 8. In the event that the defendant obtains substitute counsel, undersigned Defense Counsel
8 agrees to withhold the protected discovery from new counsel unless and until substituted counsel agrees
9 to be bound by this Order.

10 9. Defense Counsel shall be responsible for advising the defendant, employees, and other
11 members of the Defense Team of the contents of this Stipulation/Order.

12 10. While this Order applies to any copies made of any materials covered by this Order, it
13 does not apply to any materials that the defendant or the Defense Team may have or gain access to via
14 independent means, even if copies or duplicates of those materials may be covered by this Order.

15 11. Nothing in this Order shall prevent the United States from redacting personal identifying
16 information or other confidential information in any of the protected discovery related to the identity of
17 cooperators and informants.

18 12. Nothing in this Order limits the United States from disclosing the protected discovery to
19 members of the United States Attorney's Office, law enforcement agencies, the Court, and defense.

20 13. This stipulation is without prejudice to either party applying to the Court to modify the
21 terms of any protective order. This Court shall retain jurisdiction to modify this Order upon motion of
22 either party even after the conclusion of district court proceedings in this case.

23 IT IS SO STIPULATED.
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1 Dated: October 21, 2024

Respectfully submitted,

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3 PHILLIP A. TALBERT
United States Attorney

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5 By: /s/ WHITNEE GOINS
WHITNEE GOINS
6 Assistant United States Attorney

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8 Dated: October 21, 2024

9 By: /s/ MARK REICHEL
MARK REICHEL
10 Counsel for DONTAE JONES,
JR.

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15 **ORDER**

16 IT IS SO FOUND AND ORDERED.

17 Dated: October 22, 2024

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20 CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE